

04/06/98

Jc135 U.S. PTO

PATENT

Atty. Docket No. ACS 48047 (3807.2)

A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Continuing Application under 37 CFR 1.60

Docket Number: 48047	Anticipated Classification of this Application: <u>Class</u>	Prior application: <u>Examiner</u> C. Bennett
		<u>Art Unit</u> 3307

Box PATENT APPLICATION
 ASSISTANT COMMISSIONER FOR PATENTS
 Washington, D.C. 20231

This is a request for filing a [] continuation [X] divisional application under 37 CFR 1.60, of pending prior Application No. 08/783,097, filed on January 14, 1997, of Lilip Lau, William M. Hartigan and John J. Frantzen for EXPANDABLE STENTS AND METHOD FOR MAKING SAME.

Enclosed is a copy of the prior application, including the oath or declaration as originally filed.

I hereby verify that the attached papers are a true copy of prior Appln. No. 08/783,097, as originally filed on January 14, 1997 and further that this statement was made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

[] Verified Small Entity Status form(s):

[] enclosed, [] will follow, [] filed in prior application and copy(s) enclosed.

The filing fee is calculated below:

CLAIMS AS FILED IN PRIOR APPLICATION, LESS ANY CLAIMS
 CANCELLED BY AMENDMENT BELOW.

For	Number filed	Number extra	Rate	Fee
Total Claims	18 - 20 =	0	X \$22.00	= \$ 0
Independent claims	2 - 3 =	0	X \$80.00	= \$ 0
Multiple Dependent Claim Fee			\$260.00	= \$
Basic fee				= \$ 790.00
Total of above Calculations =				= \$
Reduction by $\frac{1}{2}$ for filing by small entity (Note 37 CFR 1.9, 1.27, 1.28)			Less	= \$
			TOTAL	= \$ 790.00

4. A check in the amount of \$790.00 is enclosed.

5. The Commissioner is hereby authorized to charge any additional fees which may be required in connection with this filing, or credit any overpayment, to Account No. 06-2425. A **duplicate** copy of this sheet is enclosed.

6. Cancel in this application original claims 2-24 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)

7. Amend the specification by inserting before the first line the sentence: --This is a continuation, division, of U.S. Serial No. 08/783,097 filed January 14, 1997, which is a division of U.S. Serial No. 08/556,516 filed November 13, 1995, now U.S. Patent No. 5,603,721, which is a division of U.S. Serial No. 08/281,790, filed July 28, 1994, now U.S. patent No. 5,514,154, which

8. Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A **duplicate** copy of this sheet is enclosed for filing in the prior application file. (May only be used if signed by person authorized by Section 1.138 and before payment of base issue fee.)

8a. New drawings formal informal are enclosed.

8b. Priority of Application No. _____, filed on _____ in _____ is claimed under 35 U.S.C. 119.

8c. The certified copy has been filed in prior Application No. _____, filed _____.

9. The prior application is assigned of record to ADVANCED CARDIOVASCULAR SYSTEMS, INC..

10. A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)

11. The power of attorney in the prior application is to:

Craig B. Bailey, 21,410; Richard A. Bardin, 20,365; Gilbert G. Kovelman, 19,552; and
John S. Nagy, 30,664

(name and registration number)

all of 10877 Wilshire Blvd, Tenth Floor, Los Angeles, California 90024.

11a. The power appears in the original papers in the prior application.

11b. Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

11c. Address all future communications to: John S. Nagy, Esq., FULWIDER PATTON LEE & UTECHT, LLP, 10877 Wilshire Blvd., Tenth Floor, Los Angeles, California 90024.

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11d. Address all telephone inquiries to John S. Nagy, Esq., at the below listed telephone number. (May only be completed by applicant, or attorney or agent of record.)

4/6/98

(Date)

John Nagy
(Signature)

(Signature)

Address of signer:

John S. Nagy, Esq.

FULWIDER PATTON LEE & UTECHT, LLP
10877 Wilshire Blvd., Tenth Floor
Los Angeles, California 90024
Telephone No. (310) 824-5555
Facsimile No. (310) 824-9696

[] Inventor(s)

[] Assignee of complete interest
[X] Attorney or agent of record
[] Filed under Section 1.34(a)